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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Todd D. WARE Art Unit: 1615
In re: Application of: Anand R. BAICHWAL, et al.
Serial No.: 09/676,376
Filed: September 29, 2000
For: **SUSTAINED RELEASE MATRIX SYSTEMS
FOR HIGHLY SOLUBLE DRUGS**

AMENDMENT UNDER 37 C.F.R. § 1.116

Assistant Commissioner for Patents
Washington, D.C. 20231
Box: AF

November 1, 2002

Sir:

In response to the Final Office Action mailed July 3, 2002, for the above-referenced application, Applicants respectfully request that the following arguments be considered:

IN THE CLAIMS:

OK to enter
TK

Please **cancel** claim 70 without prejudice.

REMARKS

Claims 1-13, 15-69 and 71-72 are pending. Claim 70 has been canceled.

I. REJECTION UNDER 35 U.S.C. § 112, SECOND PARAGRAPH:

In the Office Action, the Examiner rejected claim 70 under 35 U.S.C. § 112, second paragraph as being indefinite. The Examiner stated that "recitation of 'first portion'... 'second portion'... [and] 'extragranularly' is indefinite."